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PATENT & TRADEMARK OFFICE
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on Feb. 17, 2000

By Cathryn

PATENT
Attorney Docket No. A-2-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	
PHILIP E. EGGERS et al.	Examiner: L. Cohen
Application No.: 09/314,247	Art Unit: 3739
Filed: May 18, 1999	**AUTHORIZATION FOR PAYMENT OF FEES UNDER 37 CFR §1.20(d)**
For: SYSTEM FOR TREATING ARTICULAR CARTILAGE DEFECTS	

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Pursuant to filing a Terminal Disclaimer, please charge $110.00 to Deposit Account No. 50-0359 for the statutory disclaimer fee, pursuant to 37 CFR §1.20(d). This Petition is submitted in duplicate.

Respectfully submitted,

John T. Raffle
Reg. No. 38,585

ArthroCare Corporation
595 N. Pastoria Ave.
Sunnyvale, California 94086
(408) 736-0224

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on Feb. 17, 2000

By Kathy M

#10

PATENT
Attorney Docket No. A-2-

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	
PHILIP E. EGGERS et al.	Examiner: L. Cohen
Application No.: 09/314,247	Art Unit: 3739
Filed: May 18, 1999	**TERMINAL DISCLAIMER BY ATTORNEY OF RECORD PURSUANT TO 1.321(b)**
For: SYSTEM FOR TREATING ARTICULAR CARTILAGE DEFECTS	

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Petitioner, ArthroCare Corporation, is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of U.S. Patent No. 5,697,909. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned.

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This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

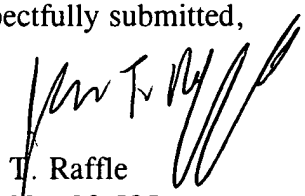
In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as deemed in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

An Authorization for Payment of Fees Under 37 C.F.R. §1.20(d) is attached.

The undersigned is an attorney of record.

Respectfully submitted,



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